

1 FELIX S. LEE (CSB No. 197084)  
 flee@fenwick.com  
 2 CHRISTOPHER J. STESKAL (CSB No. 212297)  
 csteskal@fenwick.com  
 3 CASEY O'NEILL (CSB No. 264406)  
 coneill@fenwick.com  
 4 CLAIRE MENA (CSB No. 339324)  
 cmena@fenwick.com  
 5 FENWICK & WEST LLP  
 Silicon Valley Center  
 6 801 California Street  
 Mountain View, CA 94041  
 7 Telephone: 650.988.8500  
 Facsimile: 650.938.5200  
 8

JOHN D. TENNERT III (Nevada Bar No. 11728)  
 jtennert@fennemorelaw.com  
 9 WADE BEAVERS (Nevada Bar No. 13451)  
 wbeavers@fennemorelaw.com  
 10 FENNEMORE CRAIG, P.C.  
 7800 Rancharrah Parkway  
 11 Reno, NV 89511  
 Telephone: 775.788.2212  
 12 Facsimile: 775.786.1172  
 13

Attorneys for Plaintiff and Counterdefendant  
 14 TETSUYA NAKAMURA

15 UNITED STATES DISTRICT COURT

16 DISTRICT OF NEVADA

17 TETSUYA NAKAMURA,

18 Plaintiff,

19 v.

20 SUNDAY GROUP INCORPORATED, *et al.*,

21 Defendants.

23 SUNDAY GROUP INCORPORATED AND  
 24 TOSHIKI (TODD) MITSUISHI

25 Counterclaimants,

26 v.

26 TETSUYA NAKAMURA,

27 Counterdefendant.

Case No.: 2:22-cv-01324-MMD-EJY

STIPULATION AND ~~PROPOSED~~  
 ORDER EXTENDING TIME TO  
 RESPOND TO REMAINING  
 COUNTERCLAIMS FOLLOWING  
 PARTIAL DENIAL OF MOTION TO  
 DISMISS  
 (SECOND REQUEST)

28 STIPULATION AND PROPOSED ORDER  
 EXTENDING TIME TO RESPOND TO  
 COUNTERCLAIMS

Case No.: 2:22-cv-01324-MMD-EJY

1 Plaintiff Tetsuya Nakamura and Sunday Group Inc. (“Sunday Group”) and Toshiki (Todd)  
2 Mitsuishi (together, “Counterclaimants,” and collectively with James Pack and SGI Trust,  
3 “Defendants”), by and through counsel, hereby stipulate as follows:

4 WHEREAS, Plaintiff filed a motion to dismiss Counterclaimants’ amended counterclaim  
5 pending in this action (ECF No. 68);

6 WHEREAS, on June 12, 2024 the Court granted in part and denied in part Dr.  
7 Nakamura’s motion to dismiss the amended counterclaim; the Court’s order also permitted  
8 Counterclaimants to amend their counterclaim (ECF No. 79);

9 WHEREAS, as a result of the Court’s order denying in part Dr. Nakamura’s motion to  
10 dismiss, Dr. Nakamura was required to file an answer or otherwise respond to Counterclaimants’  
11 remaining claims on or before June 26, 2024;

12 WHEREAS, Dr. Nakamura and Counterclaimants stipulated to a July 10, 2024 extension  
13 to respond which the Court granted on June 27, 2024;

14 WHEREAS, Dr. Nakamura requires an additional one-week extension to July 17, 2024 to  
15 respond and Counterclaimants do not object to the extension;

16 WHEREAS, this is the second stipulation for extension of time to respond to  
17 Counterclaimants’ amended counterclaims following partial denial of Dr. Nakamura’s motion to  
18 dismiss;

19 WHEREAS, counsel for Counterclaimants have stipulated to the requested extension;  
20  
21

22 \* \* \*

1           **IT IS ACCORDINGLY STIPULATED**, pursuant to Civil L.R. 6-1 and 6-2, by and  
2 between the undersigned counsel for the parties, that:

- 3           1. The time for Dr. Nakamura to respond to Counterclaimants' pending  
4 counterclaims is extended to July 17, 2024.

5  
6 Dated: July 9, 2024

**FENWICK & WEST LLP**

7 By: /s/ Felix S. Lee

8 Felix S. Lee

9 Christopher J. Steskal

Casey O'Neill

Claire Mena

10  
11  
12 Dated: July 9, 2024

**CLYDE SNOW & SESSIONS LLP**

13 By: /s/ Timothy R. Pack

14 Timothy R. Pack

Aaron D. Lebenta

15 Attorneys for Defendants

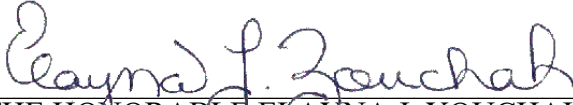
16 SUNDAY GROUP INCORPORATED,

SGI TRUST, TOSHIKI (TODD) MITSUISHI

17 AND JAMES PACK

18 **ORDER**

19 IT IS SO ORDERED:

20 

21 THE HONORABLE ELAYNA J. YOUCHAH  
22 UNITED STATES MAGISTRATE JUDGE

23 DATED: July 10, 2024  
24  
25  
26  
27  
28